

LITTLE  
BOAR'S  
HEAD  
DISTRICT

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ANNUAL REPORT

1994 - 1995

August 20, 1995

# Officers and Boards of the Village District of Little Boar's Head

As of August 15, 1995

Moderator:	A. Michael Burnell	1 year
Commissioners:	James M.E. Mixter (1980) (Chairman) Steve Fotheringham (1993) Robert J. Dunkle (1994)	1995 1996 1997
<b>SEP 13 1995</b> <b>CONCORD, N.H.</b>		
Clerk:	Harry I. Lauer	1 year
Treasurer:	John P. Begley	1 year
Auditor:	A. Michael Burnell	1 year
Board of Zoning Inspectors:	Steve Fotheringham (Chairman) George Kinser	1995 1996
Zoning Board of Adjustment: (5 year term)	John A. Sciaba (Chairman) Walter E. Rogers Ronald Martignetti Deborah Schreck R.A. Southworth (Alternate)	1996 1999 1995 1996 1996
Planning Board: (3 year term)	R. A. Southworth (Chairman) John McDaniels Shan Atkins Joan L. Dunfey	1995 1996 1997 1997
Historic District Commission: (3 year term)	R. A. Southworth (Chairman) Joan O. Dunkle Clara F. Mixter Jane Kent Rockwell Phebe Mixter Joan L. Dunfey	1997 1997 1997 1997 1996 1996
Representative to the North Hampton Budget Committee:	Steve Fotheringham	1 year

*The Village District of Little Boar's Head was formed by Act of the  
New Hampshire Legislature in 1905. It encompasses the seaward portion  
of the Town of North Hampton, NH*

# DISTRICT WARRANT

The State of  
New Hampshire

County of  
Rockingham

SS

To the inhabitants of Little Boar's Head, a Village District in the Town of North Hampton, New Hampshire, organized under the provisions of Chapter 196, Session Laws of 1905, qualified to vote in District affairs, greetings:

You are hereby notified to meet at Union Chapel, 7 Willow Avenue in said District on the first Tuesday in September next, being the fifth day of September, 1995 at 6:30 p.m. for the following purposes:

**Article One:** To elect a Moderator, a District Clerk, a Treasurer, and an Auditor for the ensuing year.

**Article Two:** To elect one Commissioner for a term of three years following the expiration of the term of James M.E. Mixter at the conclusion of this meeting.

**Article Three:** To hear the reports of the Clerk, the Treasurer, the Zoning Inspectors, the Zoning Board of Adjustment, the Commissioners and others, which reports are printed in this Annual Report, and to take such action as you may wish with regard to them.

**Article Four:** To see if the Village District will vote to accept in whole or in part the Village District Budget as has been submitted to the Municipal Budget Committee of the Town of North Hampton, and has been approved by them, which budget is included in this Annual Report.

**Article Five:** To take such action as the Village District may wish to give the Treasurer of the Village District authority to borrow money in anticipation of taxes upon the written request of at least two of the Commissioners, and to dispense the funds of the Village District with the approval of at least two of the Commissioners.

**Article Six:** To see if the Village District will authorize the Commissioners, or any two of them, to apply for, to accept, and to expend without further action by this Village District, moneys from the Federal Government, from the State of New Hampshire or from private sources in accordance with the provisions of Revised Statutes Annotated, Chapter 31

**Article Seven:** To see if the Village District will authorize the Commissioners, or any two of them, to transfer funds from the Little Boar's Head Improvement Fund into the Operating Account, and / or to deposit funds from the Operating Account into the Little Boar's Head Improvement Fund, which Fund is administered by the Trustees of Trust Funds of the Town of North Hampton, as may be necessary to carry on the work of the Village District.

**Article Eight:** To raise and appropriate such sums of money as may be necessary for the purposes included in the Budget, including the extinguishing of fires, the lighting or sprinkling of streets, the planting and care of shade or ornamental trees, the supply of water for domestic or fire purposes, the construction and maintenance of main drains and common sewers, the construction, maintenance and care of parks and commons, the maintenance of activities for recreation, the control of pollen, insects and pests, the impoundment of water, the maintenance of roads, the appointment and employment of watchmen and police officers, the enactment and enforcement of zoning regulations, and all other miscellaneous District expenses for the ensuing year.

**Article Nine:** To see whether the District will vote to adopt the provisions of RSA 52 relative to the scheduling and conduct of Village District meetings.

Article Ten: To transact such other business as may legally come before this meeting.

GIVEN UNDER OUR HANDS AND THE SEAL OF THE VILLAGE DISTRICT this \_\_\_\_\_ day of August, 1995.

James M.E. Mixter, Steve Fotheringham, Robert J. Dunkle Commissioners

A true copy, attest:

James M.E. Mixter, Steve Fotheringham, Robert J. Dunkle Commissioners

AND WE DO CERTIFY that we have this day posted a true and complete copy of the above DISTRICT WARRANT on the District Bulletin Board at Union Chapel on Willow Avenue in said District and on a Bulletin Board in the North Hampton Town Office, both being public places in the Town of North Hampton.

James M.E. Mixter, Steve Fotheringham, Robert J. Dunkle Commissioners

## REPORT OF THE ZONING INSPECTORS

8/14/94 through 6/30/95

### PERMITS ISSUED

08/15/94	#1	John Tymochko, 4 Bradley Lane, Remodel dwelling.
08/30/94	2	Stephen Foster, 11 Pond Path, Remodel dwelling.
09/17/94	3	Jay Gould, 1 Sea Road, Remodel dwelling.
10/07/94	4	Caroline Levine, 17 Pond Path, Construct swim pool equipment storage building.
04/25/95	5	Millie Anderson, 16 Pond Path, Construct new deck.
05/17/95	6	Alan Perkins, 3 Bradley Lane, Construct new in-ground swimming pool.
06/01/95	7	Fuller Foundation, 10 Willow Avenue, Construct storage building.

Steve Fotheringham, Chairman  
*Board of Zoning Inspectors*

## REPORT OF THE ZONING BOARD OF ADJUSTMENT

8/15/94 through 8/14/95

Case 95:1 A hearing was held June 1, 1995 to consider the application of Donald J. Moore, 16 Bradley Lane, for:

1. A Special Exception from Article VIII, Section B (Addition to a non-conforming structure). This Exception was granted by unanimous vote of the Board.
2. A Variance from Article VII, Section A-1 (Set back from lot line). This Variance was granted by unanimous vote of the Board.
3. A Variance from Article VII, Section K (distance from wetlands). This Variance was granted by unanimous vote of the Board.

John J. Sciaba, Chairman  
*Zoning Board of Adjustment*

# REPORT OF THE COMMISSIONERS

Here are a few things that have happened, or are happening in our small, yet incredibly lovely section of New Hampshire's seacoast.... all matters deserving of your attention and consideration.

**Planning Board:** Under the indefatigable leadership of retired Commissioner Bob Southworth, our new Planning Board, with the cooperation of the Rockingham Planning Commission and with approval of Precinct Counsel, has developed a Master Plan for Little Boar's Head. Copies of the Plan will be available at the Precinct Meeting on September 5th for review and discussion.

**Zoning:** Nearly one year ago we filed a petition for declaratory Judgment with the Rockingham County court, regarding the legality of our section of the Zoning Ordinance which forbids manufactured housing in the District. Two such houses had been erected on Appledore Avenue despite our cease and desist order, dated August 9, 1993. We had anticipated an early ruling which would give us a basis for action, but have heard nothing to date.

In our residential zone at the beach, controversy and alleged zoning ordinance violations by a grandfathered non-conforming business have not stopped as we had hoped. We continue our efforts to resolve this situation without costly and lengthy litigation, but that prospect seems to be less and less likely.

**Annual Meeting:** Traditionally and by statute, our annual district meeting is held each year on the first Tuesday after Labor Day. This provision was made at a time when we were basically a summer community and most residents would not be available here during winter months. This is no longer the case. In the meantime, town and school districts are on a July 1 - June 30 fiscal year, and we are out of step. It would facilitate budget preparation and state-required documentation if we changed our fiscal year and thereby our annual meeting date. Article nine in the Warrant will authorize the Commissioners to schedule the Annual District Meeting on a date between January 1 and May 1. We urge your YES vote on Article Nine.

**Beautification:** Planting along 1,000 feet east of Route 1A has been completed. We installed a watering system to protect this investment. Our thanks to all who encouraged and participated in this project - particularly the Fuller Foundation for their matching grant and the State Department of Transportation.

**Gifts and Grants:** We appreciate special grants and gifts received during the year, and shown in the financial report ... \$2,500. from the Fuller Foundation matching much of our cost of new plant materials ... \$800. from Clara Fowler Mixter to help with printing the Historic District Report (in memory of her father William P. Fowler) ... \$715. from Robert P. and Harriet W. Gould to provide one new bench and refurbish a second one to be dedicated in memory of their son, Jon J. Gould.

**Financial:** Budget figures are printed elsewhere in this report. We have \$7,500. in the Little Boar's Head Improvement Fund which will help with boardwalk and sidewalk repair and replacement. With the operating account balance at above average level we have asked the state to apply \$5,000. toward the reduction of next year's taxes. Thus, while our new budget remains close to this year's budgeted amount, your precinct taxes should be somewhat reduced.

**A Reminder:** Once again we remind you to check that your residence street number is prominently displayed and visible from the street in case of emergency.

Also, we urge you to recycle. Every ton of recyclable paper, plastic, glass bottles and aluminum cans we take out of the garbage stream saves us, as taxpayers, well over \$40. Please do your share. Take recyclables out of your garbage and to the Recycling Center on Cherry Road.

**Thank you:** Lastly we thank those who have served this year on Little Boar's Head boards and committees. We encourage more of you to offer your help and service.

August 15, 1995

James M.E. Mixter  
Steve Fotheringham  
Robert J. Dunkle  
*Commissioners*

## PROPOSED BUDGET FOR 1995-1996

<u>Code</u>	<u>Item</u>	Budget 1994/1995	Estimated Actual 1994/1995	Proposed Budget 1995/1996
01	Sidewalks	2,500.	1,025.	4,500.
02	Street Lights	250.	97.	250.
03	Parks and Commons	3,000.	10,518.15.	4,000.
04	Legal and Zoning	5,000.	1,445.	3,000.
05	Printing, Mailing, Insurance	750.	794.	1,000.
06	Historic District	1,000.	59.	100.
07	Miscellaneous	500.	467.	500.
08	To LBH Improvement Fund	2,000.	2,000.	1,000.
	Totals	\$ 15,000.	\$ 16,405.	\$ 14,350.

July 31, 1995

James M. E. Mixter, Chairman  
Steve Fotheringham  
Robert J. Dunkle  
*Commissioners*

### Notes:

Received during the year were grants and contributions in the amount \$ 4,025. reducing the net expenditures by that amount.

# REPORT OF THE 1994 ANNUAL MEETING

## VILLAGE DISTRICT OF LITTLE BOAR'S HEAD

Minutes of the Annual Meeting of the Village District of Little Boar's Head held in Union Chapel on Willow Avenue on Tuesday, September 6, 1994, commencing at 6:30 p.m. Said meeting has been posted in two places on the bulletin board outside Union Chapel and in the offices of the Town of North Hampton.

The meeting was called to order at 6:30 by the Moderator, A. Michael Burnell. He turned the meeting over to Commissioner, James M.E. Mixter. Mr. Mixter spoke first of the debt of gratitude to Robert A. Southworth as highlighted in the written report. He then expressed great appreciation to Katherine H. Southworth for her assistance in getting out the annual report, and he offered the following resolution which passed unanimously. "Be it resolved that we here assembled for the 1994 annual meeting of the Village District of Little Boar's Head wish to recognize Katherine H. Southworth for the substantial contribution of time and talent to the production and publication of this and prior year's annual reports and, as an indication of our appreciation to her, we direct the Secretary to spread this resolution upon the minutes of the meeting."

Commissioner Southworth took the floor to call attention to two reports available to residents: 1) the Historic District Commission Report, 2) the Mosquito Control Report.

The Moderator took up the articles of the Warrant as follows:

**Article One:** The following were unanimously elected to District offices for 1994-1995: A. Michael Burnell, Moderator; Harry I. Lauer, Clerk; John P. Begley, Treasurer; A. Michael Burnell, Auditor.

**Article Two:** With the retirement of Mr. Southworth, the meeting unanimously elected Robert J. Dunkle as commissioner for a term of three years.

**Article Three:** The reports of the Clerk, Treasurer, Zoning Inspectors, Zoning Board of Adjustment, and the Commissioners were accepted as printed.

**Article Four:** The Budget was accepted as printed with the exception of a deletion of item 08 to LBH Improvement Fund of \$2,000.00 The budget then totalled \$13,000.00 and was approved.

**Articles Five, Six and Seven:** Were approved as printed.

**Article Eight:** Mr. Mixter explained that the Fuller Foundation had agreed to a 2 for 1 matching fund to improve the planting along US 1A with the stipulation that the State would do the shoulder work as outlined in the Commissioners' Report under "Beautification". There being no further discussion, the article was approved as printed, making the total appropriation for next year \$15,000.00 (\$13,000.00 in Article Four plus \$2,000.00 in Article 8.)

**Article Nine:** Was approved as written.

**Article Ten:** Other business. Mr. Lauer introduced Barbara Dunfee, Chairman of the School Board's Long Range Space Planning Committee to explain the involvement of all areas of the town and get their feedback and input into community needs. It was agreed that those interested could stay to talk to the group at the conclusion of the meeting. Mr. Martignetti raised the issue of the mobile homes on Appledore Avenue. It was explained that the District is filing a request for a declaratory judgment from the Superior Court. There was a brief discussion of the loss of sand on the beach. There being no further business, the meeting was adjourned at 7:12 p.m.

Respectfully submitted,  
Harry I. Lauer

# TREASURER'S REPORT

For the fiscal year ending July 31, 1995

8/1/94	Balance on hand	\$4,178.32
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## Receipts:

08/10/94	Checks not cashed, prior year	95.00
01/27/95	Town of N.Hampton, Appropriation	7,535.00
07/16/95	Town of N.Hampton, Appropriation	7,535.00
09/09/94	Clara Fowler Mixter, Hist.District	800.00
12/23/94	R.A.Southworth, gravel	10.00
06/21/95	Fuller Foundation, Planting 1A	2,500.00
07/07/95	Harriet Gould, bench	715.00
06/16/95	Donald J. Moore, zoning hearing fee	75.00
Total Receipts		\$19,265.00
<u>Total to be accounted for</u>		\$23,443.32

## Expenditures:

Code 01	<b>Sidewalks</b>	
08/22/94	Latham, boardwalk storage (93-94)	75.00
09/21/94	Latham, boardwalk storage (94-95)	75.00
12/02/94	Ritchie, boardwalk up	234.00
06/12/95	Ritchie, repairs & boardwalk down	566.00
06/12/95	Latham, boardwalk storage (95-96)	75.00
Total Code 01		\$1,025.00
Code 02	<b>Street Lights</b>	
09/30/94	Parsons Electric	46.00
07/14/95	Parsons Electric	50.50
Total Code 02		\$96.50
Code 03	<b>Parks and Commons</b>	
08/17/94	Ritchie, install & stain bench	40.00
09/07/94	Lariviere, mow, trim & weed	280.00
09/21/94	Burnell, pick up	42.50
09/30/94	Lariviere, mow & trim	100.00
11/15/94	Lariviere, mow & trim	100.00
04/17/95	Gardens With Style, planting 1A	2,142.00
05/17/95	Gardens With Style, planting 1A	2,142.00
06/07/95	Lariviere, mow & trim	200.00
06/12/95	Ti-Sales, meter for planting 1A	113.70
07/07/95	Lariviere, mow, trim & weed	270.00
07/14/95	Gardens With Style, planting 1A	2,231.00
07/14/95	Maher Irrigation, planting 1A	2,119.95
07/16/95	Gobbi Corp., install meter	112.00
07/31/95	Burnell, pick up	65.00
07/31/95	Lariviere, mow, trim & weed	560.00
Total Code 03		\$10,518.15

Code 04	<b>Legal and Zoning</b>	
08/22/94	Donahue, McCaffrey & Tucker	544.80
09/30/94	(Counsel for the District)	144.00
11/02/94	"	223.30
12/28/94	"	161.00
01/23/95	"	63.60
03/24/95	"	12.00
05/17/95	"	12.00
10/14/94	Butterworth Legal Publishers	57.95
10/14/94	Durgin, Verra, research	95.00
11/15/94	Butterworth Legal Publishers	36.25
06/07/95	Portsmouth Herald, legal notice	41.50
06/07/95	Rock. Cty. News., legal notice	53.90
Total Code 04		\$1,445.30
Code 05	<b>Office Expense, Insurance</b>	
08/17/94	PIP Printing	18.00
08/29/04	PIP Printing , Annual Reports	398.57
08/30/94	Tobey & Merrill, Treasurer's Bond	100.00
09/19/94	Hoyt's Office Products	11.95
10/12/94	Postmaster, N. Hampton, stamps	29.00
10/12/94	Postmaster, N. Hampton, stamps	43.50
10/14/94	PIP Printing	9.60
03/24/95	Postmaster, N. Hampton, stamps	64.00
03/24/95	PIP Printing	46.46
03/24/95	Town of North Hampton, labels	21.20
05/17/95	Postmaster, N. Hampton, stamps	32.00
07/31/95	Robert A. Southworth, office supplies	19.88
Total Code 05		\$794.16
Code 06	<b>Historic District</b>	
07/24/95	PIP Printing	53.00
07/31/95	Jiffy Copy	6.00
Total Code 06		\$59.00
Code 07	<b>Miscellaneous</b>	
09/21/94	Trustees of Union Chapel	50.00
06/12/95	Rye Beach/LBH Garden Club	400.00
07/31/95	Bank charges for the year	16.92
Total Code 07		\$466.92
Code 08	<b>LBH Improvement Fund</b>	
06/30/95	Trustees of Trust Funds	2,000.00
Total Code 08		\$2,000.00
<b>Total Expenditures</b>		<b>\$16,405.03</b>
July 31, 1995	Balance on hand	\$ 7,038.29
<b><u>Total accounted for</u></b>		<b>\$23,443.32</b>
August 1, 1995		John P. Begley, <i>Treasurer</i>

## AUDITOR'S REPORT

Having examined the books, accounts, and records of John P. Begley, Treasurer for the Little Boar's Head District, I certify that the books and accounts are correct.

August 09, 1995

A. Michael Burnell, Auditor  
*Little Boar's Head District*

## LITTLE BOAR'S HEAD IMPROVEMENT FUND

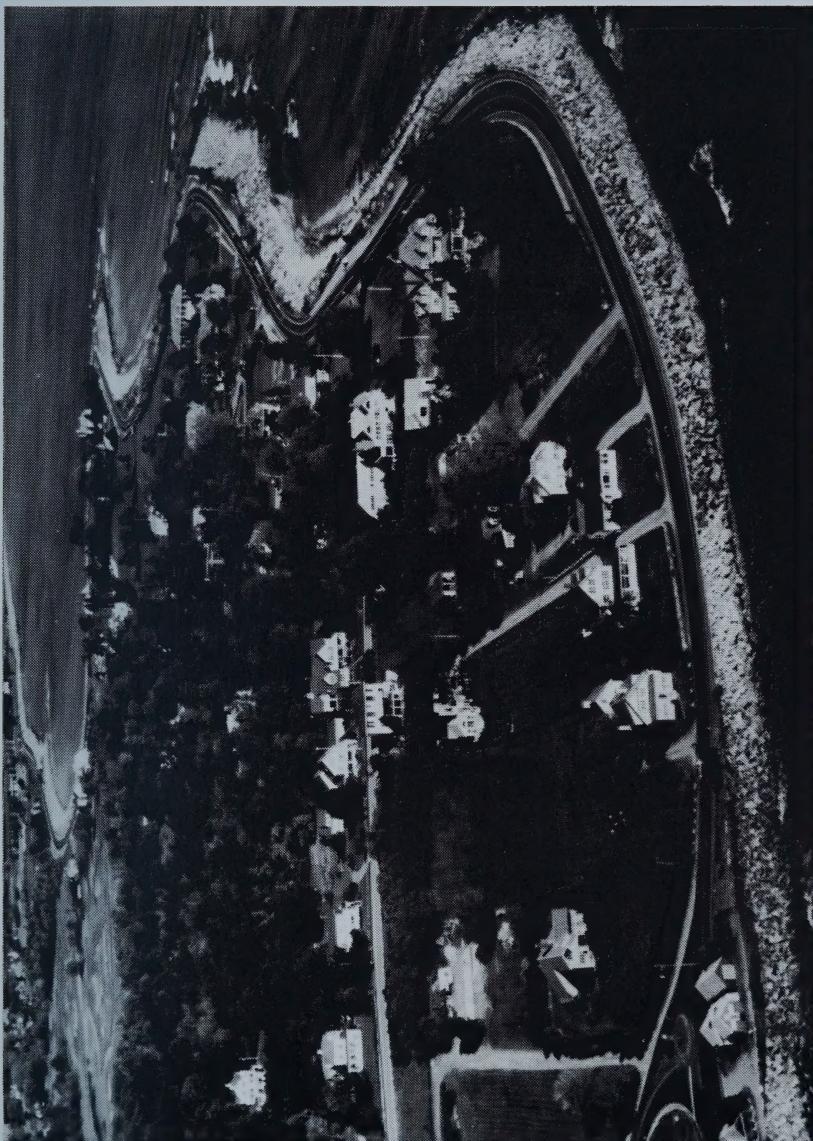
### REPORT OF THE TRUSTEES OF TRUST FUNDS

Balance on July 1, 1994	\$5,485.25
Interest received June, 1995	146.94
Received from District June, 1995	2,000.00
	_____
Balance on June 30, 1995	\$ 7,632.19

Byron L. Kirby, Chairman  
*Trustees of Trust Funds*  
*Town of North Hampton, NH*

## Commissioner Retires

Jim Mixter retires from the Board of Commissioners at the end of this annual meeting. He has been one of those dedicated volunteers who has cared for the Village District over a period of years. As the Precinct representative to the Town of North Hampton Budget Committee he made a valuable contribution. The beautification project along Ocean Boulevard has been just his most recent focus for the health and welfare of our District. A deep sense of community has been a prime motivating force in Jim's life - and Little Boar's Head has greatly benefited from his commitment to service. He should indeed be proud of his sixteen years as a Commissioner of the Precinct, and we look forward to his continued participation in matters of the Village District.



*Picture courtesy of J.M.E. Mixter*

Little Boar's Head - from the air. October, 1994

New Hampshire State Library



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